



WILLIAMSON COUNTY

Rogers C. Anderson, County Mayor
1320 West Main Street, Suite 125
Franklin, Tennessee 37064
(615) 790-5700, Fax (615) 790-5818

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March 3, 2005

VIA UNITED STATES MAIL

Mr. J. Richard Collier, Esq.
General Counsel
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

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TN REGULATORY AUTHORITY
GENERAL COUNSEL'S OFFICE

RE: Docket Number 04-00394

Dear Mr. Collier:

Thank you for providing the Notice of Hearing on February 28, 2005 for the above-noted docket. In lieu of appearance, please accept these comments regarding this Petition.

In 1988, Williamson County, through its Regional Planning Commission, completed the adoption of a comprehensive plan to provide for well-planned and orderly growth. The Comprehensive Plan has been reviewed and amended on occasion since then. Currently Williamson County is conducting another of such review. Although land disposal of wastewater was indeed anticipated, only so in urbanized areas and only where Williamson County was willing to ultimately own and operate same. At the time of the adoption of this Comprehensive Plan, the effect of a private utility company with a Certificate of Convenience and Necessity from the Tennessee Regulatory Authority to provide public utility services in a rural area was not anticipated. These private utility companies operating land disposal systems, by virtue of a Certificate of Convenience and Necessity, are now enabling high density development in areas planned merely for rural uses. The areas were planned for such rural uses as a result of the lack of adequate soils for subsurface sewage treatment and the absence of municipal sewage treatment facilities. The granting of these Certificates of Convenience and Necessity, especially given the rapid rate, has undermined the orderly growth and development anticipated by Williamson County's Plan.

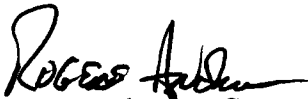
Williamson County's Water and Wastewater Authority has attempted to at least address the consumer protection issues of longevity and viability that has the potential to be associated with land disposal systems; but nevertheless, the rapidity of the expansion of these systems has not permitted the regulatory control in Williamson County to match such expansion rates.

Additionally, Williamson County, along with all of the municipalities lying therein, formulated the Growth Plan in accordance with Public Chapter 1101. In such Growth Plan, areas were again designated for growth. It appears that the Certificates of Convenience and Necessity are granted without consultation of that Plan and therefore have circumvented any attempts by Williamson County to locate growth in areas Williamson County has deemed most appropriate.

Williamson County appreciates the opportunity to comment not only on this Petition but any Petition in the future. This request is not in keeping with the Comprehensive Plan of Williamson County or the Growth Plan adopted by Williamson County pursuant to Public Chapter 1101; and therefore, Williamson County opposes this request. Should you have any questions, please do not hesitate to contact me.

Sincerely,

WILLIAMSON COUNTY, TENNESSEE

A handwritten signature in black ink, appearing to read "Rogers Anderson", with a stylized, cursive script.

Rogers Anderson, County Mayor
Ex-Officio Member, Williamson County Water and Wastewater Authority